

ERSKINE & TULLEY  
A PROFESSIONAL CORPORATION  
MICHAEL J. CARROLL (St. Bar #50246)  
220 Sansome Street, Suite 600  
San Francisco, CA 94104  
Telephone: (415) 392-5431

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

NORTHWEST ADMINISTRATORS, INC.,	)	NO. C 04 3481 FMS
	)	
Plaintiff,	)	
	)	
vs.	)	<u>ORDER AND DEFAULT JUDGMENT</u>
	)	<del>(Proposed Form)</del>
A D AUTOMOTIVE, etc.,	)	
	)	
Defendant.	)	
	)	

Good cause appearing therefor, it is hereby ORDERED that default judgment be entered in favor of plaintiff, NORTHWEST ADMINISTRATORS, INC., against defendant, A D AUTOMOTIVE DISTRIBUTORS, INC., a California corporation, as follows:

1. Principal	\$ 4,126.06
2. Interest	94.64
3. Attorneys fees	720.00
4. Costs	<u>450.00</u>
TOTAL:	\$ 5,390.70

IT IS FURTHER ORDERED AND ADJUDGED in light of the decision in International Union of Operating Engineers v. Richard D. Karr, No. 91-35846 (9th Cir. 1993), that the only issue raised in this

proceeding through the date of this default judgment is the failure of defendant to pay known delinquent contributions for the months of June through December 2004 based upon unaudited financial information. The Court allows plaintiff to reserve its right to audit the defendant employer for any periods not previously audited, including the time period referred to above. Entry of the Judgment has no effect whatsoever on either (a) plaintiff's right to audit defendant and collect by subsequent legal action any sum found thereby to be due, or (b) plaintiff's right to collect by subsequent legal action any sums found to be due for any time period other than the one referred to above.

Date: June 16, 2005

/s/  
Judge Fern M. Smith